

1 THE HONORABLE JOHN C. COUGHENOUR  
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7 UNITED STATES DISTRICT COURT  
8 WESTERN DISTRICT OF WASHINGTON  
9 AT SEATTLE

10 UNITED STATES OF AMERICA,

11 Plaintiff,

12 v.

13 Defendant.

CASE NO. CR18-0086-JCC

MINUTE ORDER

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15 THANH CONG PHAN,

16 The following Minute Order is made by direction of the Court, the Honorable John C.  
17 Coughenour, United States District Judge:

18 This matter comes before the Court on Stanley J. Caterbone and Advanced Media  
19 Group's ("proposed amici") motion for leave to file an amicus curiae brief (Dkt. No. 32). District  
20 courts have "broad discretion" regarding the appointment of *amicus. Hoptowit v. Ray*, 682 F.2d  
21 1237, 1260 (9th Cir. 1982), *abrogated on other grounds by Sandin v. Conner*, 515 U.S. 472  
22 (1995). "The privilege of being heard amicus rests in the discretion of the court which may grant  
23 or refuse leave according as it deems the proffered information timely, useful, or otherwise."  
24 *Community Ass'n for Restoration of Env. (CARE) v. DeRuyter Bros. Dairy*, 54 F. Supp. 2d 974,  
25 975 (E.D. Wash. 1999). The Court finds that the information proffered does not meet this  
26 standard. Accordingly, the Court DENIES the motion (Dkt. No. 32). The Clerk is DIRECTED to  
send a copy of this order to proposed amici at 1250 Fremont St., Lancaster, PA 17603.

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DATED this 25th day of July 2018.

William M. McCool  
Clerk of Court

s/Tomas Hernandez  
Deputy Clerk